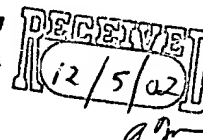


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FACSIMILE MESSAGE**Official**Date **December 5, 2002**To: **Receptionist Group Unit 2672**Fax No.: **1 703 872 9314**

Subject: **United States Patent Application Serial No. 09/112,777**
Inventor/Assignor: Kia Silverbrook and Paul Lapstun
Assignee: SILVERBROOK RESEARCH PTY LTD

Our Ref: **ART24US**Total Number of Pages (including this) **5**

Attached is a response to an Office Action from Examiner Motilewa Good Johnson dated
October 8, 2002.

Regards

Kia Silverbrook
Silverbrook Research Pty Ltd

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PTO/SB/97 (08-00)

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USSN 09/112,777 (Docket No. ART24US)

Amendment in response to Fourth Office Action dated October 8, 2002

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Kia Silverbrook and Paul Lapstun

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/112,777
	Filing Date	July 10, 1998
	First Named Inventor	Kia Silverbrook
	Group Art Unit	2672
	Examiner Name	Motilewa Good Johnson
Total Number of Pages in This Submission	Attorney Docket Number	ART24US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (please identify below)
Remarks: I respectfully request the Examiner to contact me if any further fees are required: Email: kia.silverbrook@silverbrookresearch.com Telephone: 61-2-9818-6633 Facsimile: 61-2-9818-6711		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Kia Silverbrook and Paul Lapstun c/- Silverbrook Research Pty. Ltd. 393 Darling Street, Balmain NSW 2041, Australia
Signature	<i>[Handwritten Signature]</i>
Date	December 5, 2002

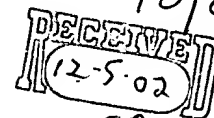
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In the United States Patent and Trademark Office

Serial Number: 09/112,777
Application. Filed: July 10, 1998
Applicant: Kia Silverbrook and Paul Lapstun
Application. Title: Producing Automatic "Painting" Effects in Images
Examiner/GAU: Jeffery A Brier/GAU 2672



Dated December 5, 2002
At: Balmain NSW Australia
Docket No. ART24US

AMENDMENT IN RESPONSE TO FOURTH OFFICE ACTION

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

In reply to the Official Action of 8 October 2002, the Applicant makes the following submissions.

All pending claims have been rejected under 35 USC 102(b) as being anticipated by Danneels et al US Patent No. 6,266,015. Danneels discloses a method for determining the edges of images from which cartoons can then be produced. There is no reference in Danneels to "stroking the image with a series of brush strokes emanating from remaining features having high special variance" as claimed in independent claim 1. In section USC 102 (b) it is stated that the invention must be "described in a printed publication" the Applicant respectfully submits that Danneels does not meet this criterion. Moreover, section USC 102 (b) requires that the invention was described "more than one year prior to the date of application for patent". In the present application the application was applied for in the United States as referenced on the Official Action on 10 July 1998. Danneels was applied for patent in the United States on 25 February 1998. The Applicant respectfully submits that this is not 1 year prior. No other prior claim is made in Danneels and it is noted that Danneels is not a continuation of an earlier filed US application. Hence, USC 102 (b) is not sustainable.

The Applicant respectfully requests withdrawal of the rejection as improper.

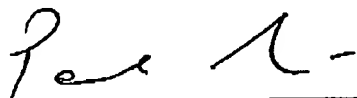
In view of the foregoing it is respectfully contended that all claims now pending in the above identified Patent Application recite a novel and not obvious method of automatically processing an image which is patentably distinguishable over the prior art. Accordingly, withdrawal of the outstanding rejection and the allowance of all claims now pending are respectfully requested and earnestly solicited.

Very respectfully,

Applicant:



KIA SILVERBROOK



PAUL LAPSTUN

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